

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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**VERIFIED PETITION OF FORT WAYNE
COMMUNICATIONS, INC. FOR A
CERTIFICATE OF TERRITORIAL
AUTHORITY TO RESELL BUNDLED
LOCAL EXCHANGE TELEPHONE
SERVICES WITHIN THE STATE OF
INDIANA**

FILED
MAY 12 2005
**INDIANA UTILITY
REGULATORY COMMISSION**

CAUSE NO. 42756

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

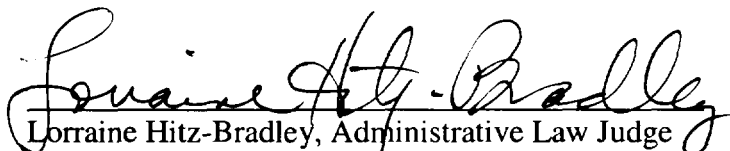
On November 24, 2004, Fort Wayne Communications, Inc. ("Petitioner") filed its *Verified Petition for a Certificate of Territorial Authority To Resell Bundled Local Exchange Telephone Services Within the State of Indiana* ("Petition"). On January 5, 2005, the Presiding Officer issued a Docket Entry amending the caption and indicating that the Petitioner would be required to submit a copy of its most current audited balance sheet or other demonstrative financial information to the Commission and the Indiana Office of Utility Consumer Counselor ("OUCC"). No financial information has been filed.

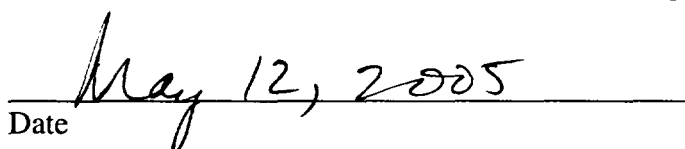
On April 11, 2005, the former Presiding officer issued a docket entry requesting a report within ten (10) days on Petitioner's intentions with regard to the November 24, 2004, Petition. On April 26, 2005, the current Presiding Officer received an electronic message from counsel for Petitioner and the OUCC, advising that a report was forthcoming. No report has been filed.

The Presiding Officer, being duly advised in the premises, hereby finds as follows:

Pursuant to 170 I.A.C. 1-1.1-24, this matter shall be dismissed without prejudice in ten (10) days, for failure to act upon the petition by petitioner as previously ordered.

IT IS SO ORDERED.


Lorraine Hitz-Bradley, Administrative Law Judge


Date